

MESSAGE NO: 1250301 MESSAGE DATE: 09/07/2011

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: INJ-Injunction PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE: PRELIM-Preliminary

FR CITE: 76 FR 37321 FR CITE DATE: 06/27/2011

REFERENCE
MESSAGE #
(s):

CASE #(s): A-570-831

EFFECTIVE DATE: 09/13/2011 COURT CASE #: 11-00267

PERIOD OF REVIEW: 11/01/2008 TO 10/31/2009

PERIOD COVERED: TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: PRELIM INJ ON FRESH GARLIC PRODUCED BY ZHENGZHOU DADI GARLIC INDUSTRY CO., LTD. & EXPORTED BY SHENZHEN XINBODA INDUSTRIAL CO., LTD. FROM CHINA, 11/01/2008-10/31/2009, (A-570-831), COURT #11-00267

1. ON 08/23/2011, THE U.S. COURT OF INTERNATIONAL TRADE ISSUED A PRELIMINARY INJUNCTION ENJOINING LIQUIDATION OF CERTAIN ENTRIES WHICH ARE SUBJECT TO THE ANTIDUMPING DUTY ORDER ON FRESH GARLIC FROM CHINA (A-570-831), FOR THE PERIOD 11/01/2008 THROUGH 10/31/2009.
2. THIS INJUNCTION WAS ISSUED IN CONNECTION WITH COURT CASE NUMBER 11-00267 AND ENJOINS LIQUIDATION OF THE ENTRIES DESCRIBED IN PARAGRAPH #3 BELOW.
3. ACCORDINGLY, UNTIL FURTHER NOTICE, DO NOT LIQUIDATE ENTRIES OF SUBJECT MERCHANDISE WHICH WERE EXPORTED BY SHENZHEN XINBODA INDUSTRIAL CO. LTD. AND PRODUCED BY ZHENGZHOU DADI GARLIC INDUSTRY CO., LTD. AND ENTERED OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION DURING THE PERIOD 11/01/2008 THROUGH 10/31/2009, INCLUSIVE. ANY ENTRIES THAT ARE SET FOR LIQUIDATION MUST BE UNSET IMMEDIATELY. CONTINUE TO SUSPEND LIQUIDATION OF THESE ENTRIES UNTIL LIQUIDATION INSTRUCTIONS ARE PROVIDED.
4. LIQUIDATION INSTRUCTIONS FOR ENTRIES AFFECTED BY THIS INJUNCTION HAVE NOT YET BEEN ISSUED.
5. EFFECTIVE IMMEDIATELY, CBP IS INSTRUCTED TO PREVENT LIQUIDATION OF ANY ENTRIES SUBJECT TO THE ABOVE.
6. COMMERCE'S APO DOCKET CENTER WAS SERVED WITH THE ABOVE REFERENCED INJUNCTION ON 09/06/2011. PURSUANT TO THE TERMS OF THE INJUNCTION, NO LIQUIDATION OF THE ENTRIES COVERED BY THE INJUNCTION MAY BE MADE FOR ENTRIES WHICH REMAIN UNLIQUIDATED AS OF 5 O'CLOCK P.M. ON THE FIFTH BUSINESS DAY AFTER WHICH COPIES OF THIS ORDER ARE PERSONALLY SERVED ON

COMMERCE'S APO DOCKET CENTER.

7. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CBP OFFICERS, THE IMPORTING PUBLIC OR INTERESTED PARTIES, PLEASE CONTACT DAVINA HASHMI OR RON TRENTAM AT THE OFFICE OF AD/CVD OPERATIONS, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-0984 OR (202) 482-3577 RESPECTIVELY (GENERATED BY O6: LW).

8. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

MICHAEL B. WALSH

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party